

65373 U.S. PTO
07/07/97

Docket No. 5033

DECLARATION FOR PATENT APPLICATION

As below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names.

We believe we are the original, first and sole inventors of the subject matter which is claimed and for which a utility patent is sought on the invention entitled BANDWIDTH ALLOCATION FOR A TELEVISION DELIVERY SYSTEM, the specification of which was filed on February 3, 1997, as Application Serial No. 08/794,637.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

We acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56, which became available between the filing of U.S. Application Serial No. 07/991,074, entitled TELEVISION PROGRAM PACKAGING AND DELIVERY SYSTEM WITH MENU DRIVEN SUBSCRIBER ACCESS, filed December 9, 1992, and the national filing date of this continuation-in-part application.

We hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith: Eugene L. Johnson (Reg. No. 21,028), David N. Fronek (Reg. No. 25,678), Jon F. Tuttle (Reg. No. 25,713), Stuart R. Hemphill (Reg. No. 28,084), Aldo Noto (Reg. No. 35,628), Scott W. Doyle (Reg. No. 39,176), John E. Giust (Reg. No. 38,064), Jennifer H. Dixon (P 40,316).

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We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the

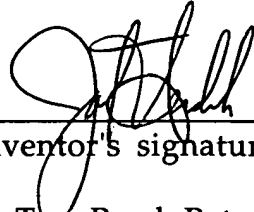
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knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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John S. Hendricks

Full name of sole or first inventor


Inventor's signature

Date

7/1/97

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